

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

BETTY ANNE WATERS, as
Administratrix of the Estate of
KENNETH WATERS,

Plaintiff,

v.

TOWN OF AYER, NANCY TAYLOR-
HARRIS, in her individual capacity, ARTHUR
BOISSEAU, in his individual capacity,
BUDDY DECOT, in his individual capacity,
WILLIAM ADAMSON, in his individual
capacity, PHILIP L. CONNORS, in his
individual capacity, and JOHN DOE and JANE
DOES 1–16, in their individual capacities,

Defendants.

Case No. 04 Civ. 10521 (GAO) (JGD)

**JOINT STIPULATED MOTION TO
RESCHEDULE ORAL ARGUMENT
ON PLAINTIFF’S MOTION TO
COMPEL**

By order of November 7, 2006, Mag. Dein, to whom this matter has been referred, set a hearing on plaintiff’s motion to compel records from non-party Middlesex County District Attorney’s Office for November 29, 2006. The parties had previously scheduled a deposition of the trial prosecutor, the Hon. Elizabeth Fahey, on that date. The deponent is a sitting judge of the Superior Court and she has cleared her calendar for November 29, 2006 so as to be available for this deposition. Plaintiff’s New York counsel will be in Boston for depositions from Tuesday, November 28 through Thursday, November 30. As such, the parties, along with non-party/respondent Middlesex County District Attorney’s Office, jointly propose that the hearing be reset to Friday morning, December 1, at 9:00 am or as soon thereafter as the Court’s schedule allows.

Dated: November 13, 2006

Respectfully submitted:

BETTY ANNE WATERS

By: /s/ Deborah L. Cornwall
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Certificate of Service

I, Micah West, being over eighteen years of age, hereby certify pursuant to the laws of the Commonwealth of Massachusetts that I served the following parties by electronically filing this document through the Court's ECF system, and by placing a copy thereof in the United States Postal Service mailbox, this 13th day of November, 2006.

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_____/s/ Micah West
Micah West